



COUNTY OF LOS ANGELES
OFFICE OF THE COUNTY COUNSEL

648 KENNETH HAHN HALL OF ADMINISTRATION
500 WEST TEMPLE STREET
LOS ANGELES, CALIFORNIA 90012-2713

TELEPHONE
(213) 974-1861
FACSIMILE
(213) 229-9924
TDD
(213) 633-0901

JOHN F. KRATTLI
Acting County Counsel

March 7, 2012

TO: SACHI A. HAMAI
Executive Officer
Board of Supervisors

Attention: Agenda Preparation

FROM: PATRICK A. WU *PAW (cs)*
Senior Assistant County Counsel

RE: **Item for the Board of Supervisors' Agenda**
County Claims Board Recommendation
Brandon Gill v. County of Los Angeles
Los Angeles Superior Court Case No. TC 024 028

Attached is the Agenda entry for the Los Angeles County Claims Board's recommendation regarding the above-referenced matter. Also attached are the Case Summary and the Summary Corrective Action Plan to be made available to the public.

It is requested that this recommendation, the Case Summary, and the Summary Corrective Action Plan be placed on the Board of Supervisors' agenda.

PAW:cjs

Attachments

Board Agenda

MISCELLANEOUS COMMUNICATIONS

Los Angeles County Claims Board's recommendation: Authorize settlement of the matter entitled Brandon Gill v. County of Los Angeles, Los Angeles Superior Court Case No. TC 024 028, in the amount of \$650,000 and instruct the Auditor-Controller to draw a warrant to implement this settlement from the Department of Health Services' budget.

This medical negligence lawsuit arises from treatment received by a patient while hospitalized at Harbor-UCLA Medical Center.

CASE SUMMARY

INFORMATION ON PROPOSED SETTLEMENT OF LITIGATION

CASE NAME	Brandon Gill v. County of Los Angeles, et al.
CASE NUMBER	TC 024028
COURT	Los Angeles Superior Court - South Central
DATE FILED	March 3, 2010
COUNTY DEPARTMENT	Department of Health Services
PROPOSED SETTLEMENT AMOUNT	\$650,000
ATTORNEY FOR PLAINTIFF	Michael A.K. Dan, Esq. Michael A.K. Dan, A Professional Corporation
COUNTY COUNSEL ATTORNEY	Narbeh Bagdasarian Senior Deputy County Counsel
NATURE OF CASE	<p>On July 9, 2009, Brandon Gill, a 27-year-old male, had a head injury while at work. He was transferred to Harbor-UCLA Medical Center ("HUMC").</p> <p>The HUMC staff monitored the patient's neurological condition and controlled his intracranial pressure with medications. On July 12, 2009, the HUMC staff performed a craniotomy (a surgical procedure) to lower the patient's intracranial pressure. Despite all the necessary care, the patient suffered some neurological injuries.</p>

Mr. Gill filed a civil action against the County of Los Angeles contending that the HUMC staff were negligent in their care. Specifically, Mr. Gill contended that the craniotomy should have been performed earlier.

PAID ATTORNEY FEES, TO DATE

\$98,580

PAID COSTS, TO DATE

\$30,220.83

Case Name: Gill, Brandon #9807



Summary Corrective Action Plan

The intent of this form is to assist departments in writing a corrective action plan summary for attachment to the settlement documents developed for the Board of Supervisors and/or the County of Los Angeles Claims Board. The summary should be a specific overview of the claims/lawsuits' identified root causes and corrective actions (status, time frame, and responsible party). This summary does not replace the Corrective Action Plan form. If there is a question related to confidentiality, please consult County Counsel.

Date of incident/event:	July 9, 2009
Briefly provide a description of the incident/event:	<p>On July 9, 2009, Brandon Gill, a 29 year old male, had a head injury while at work. He was transferred to Harbor-UCLA Medical Center ("HUMC").</p> <p>The HUMC staff monitored the patient's neurological condition and controlled his intracranial pressure with medications. On July 12, 2009, the HUMC staff performed a craniotomy (a surgical procedure) to lower the patient's intracranial pressure. Despite all of the necessary care, the patient suffered some neurological injuries.</p> <p>Mr. Gill filed a civil action against the County of Los Angeles contending that the HUMC were negligent in their care. Specifically, Mr. Gill contended that the craniotomy should have been performed earlier.</p>

1. Briefly describe the root cause(s) of the claim/lawsuit:

Neurological damage resulting from blunt force head trauma.

2. Briefly describe recommended corrective actions:
(Include each corrective action, due date, responsible party, and any disciplinary actions if appropriate)

All appropriate personnel corrective actions have been completed.

County of Los Angeles
Summary Corrective Action Plan

3. State if the corrective actions are applicable to only your department or other County departments:
(If unsure, please contact the Chief Executive Office Risk Management Branch for assistance)

- Potentially has Countywide implications.
- Potentially has an implication to other departments (i.e., all human services, all safety departments, or one or more other departments).
- Does not appear to have Countywide or other department(s) implications.

Name: (Risk Management Coordinator) <i>Kimberly McKenzie</i>	
Signature: <i>Kimberly McKenzie</i>	Date: <i>2/13/12</i>

Name: (Department Head) <i>Hal F. Yee, M.D.</i>	
Signature: <i>Hal F. Yee</i>	Date: <i>2-23-12</i>

Chief Executive Office Risk Management Branch

Name: <i>LEO COSTANTINO</i>	
Signature: <i>LEO COSTANTINO</i>	Date: <i>2/22/2012</i>

I:\Risk Mgt. Inspector General\CAP-SCAP-RECAP\Summary Corrective Action Plan Form 2-01-10 (Final).docx